

COMMITTEE AMENDMENT FORM

DATE: 11/28/ 07

COMMITTEE ZONING PAGE NUM. (S)

ORDINANCE I. D. #07-O-1922 SECTION (S)

RESOLUTION I. D. #07-R- PARA.

AMENDS THE LEGISLATION BY ADDING ONE (1) CONDITION ONE A SITE
PLAN RECEIVED BY THE BUREAU OF PLANNING 09/11/07.

AMENDMENT DONE BY COUNCIL STAFF 11/28/07

Municipal Clerk
Atlanta, Georgia

07-O-1922

AN AMENDED ORDINANCE
BY: ZONING COMMITTEE

U-07-25/U-97-73

**AN ORDINANCE TO AMEND ORDINANCE 98-O-0244 (U-97-73)
ADOPTED BY CITY COUNCIL ON AUGUST 3, 1998 AND
APPROVED BY THE MAYOR ON AUGUST 11, 1998 WHICH
GRANTED A SPECIAL USE PERMIT LOCATED AT 930
CUSTER AVENUE, S.E. FOR THE PURPOSE OF A SITE PLAN
AMENDMENT.**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. That Special Use Permit granted pursuant to Ordinance 98-O-0244 (U-97-73) is hereby amended so that all previously approved site plans governing the development of the property located at **930 CUSTER AVENUE, S.E.** and more particularly described by the attached legal description are hereby deleted in their entirety and a new site plan titled "Preliminary Site Plan for Haitian Ministry Church-Parking Lot Addition", stamped received by the Bureau of Planning on September 11, 1007 established for this permit.

SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements", and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

Conditions for U-07-25 for 930 Custer Avenue, S.E.

1. Site plan titled "Preliminary Site Plan for Haitian Ministry Church – Parking Lot Addition."; stamped received and amended by the Bureau of Planning on 9/11/07.

City Council
Atlanta, Georgia

07-0-1922

U-07-25-U-97-73

AN ORDINANCE
BY: ZONING COMMITTEE

AN ORDINANCE TO AMEND ORDINANCE 98-O-0244 (U-97-73) ADOPTED BY CITY COUNCIL ON AUGUST 3, 1998 AND CAPPROVED BY THE MAYOR ON AUGUST 11, 1998 WHICH GRANTED A SPECIAL USE PERMIT LOCATED AT **930 CUSTER AVENUE, S.E.** FOR THE PURPOSE OF A SITE PLAN AMENDMENT.

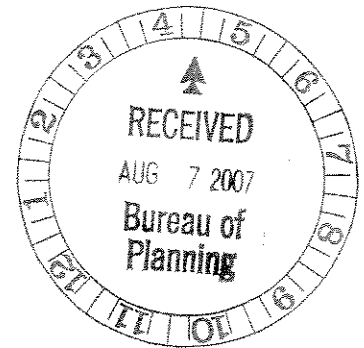
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. That Special Use Permit granted pursuant to Ordinance 98-O-0244 (U-97-73) is hereby amended so that all previously approved site plans governing the development of the property located at **930 CUSTER AVENUE, S.E.**, and more particularly described by the attached legal description, are hereby deleted in their entirety and a new site plan entitled "Haitian Ministry Church-Parking Lot Addition", dated March 18, 2007 and marked August 7, 2007, 2007.

SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements", and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

U-07-25/U-97-73



LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 9 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA AND BEING LOTS 98 THROUGH 108, 113 THROUGH 122 AND PART OF LOTS 111 AND 112, SUBDIVISION OF WOODLAWN-ESTATES AS RECORDED IN PLAT BOOK 22, PAGE 51 OF FULTON COUNTY RECORDS AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT AN IRON PIN LOCATED AT THE INTERSECTION OF THE NORTH RIGHT-OF-WAY OF CUSTER AVENUE (50' R/W) AND THE WEST RIGHT-OF-WAY SLOAN CIRCLE (50' R/W), SAID IRON PIN BEING THE POINT OF BEGINNING. THENCE FROM THE POINT OF BEGINNING RUNNING N00°18'17"E ALONG THE SAID WEST RIGHT-OF-WAY OF SLOAN CIRCLE A DISTANCE OF 115.00 FEET TO AN IRON PIN; THENCE LEAVING THE SAID WEST RIGHT-OF-WAY OF SLOAN CIRCLE AND RUNNING S89°25'00"W A DISTANCE OF 60.00 FEET TO AN IRON PIN; THENCE RUNNING N00°18'17"E A DISTANCE OF 85.00 FEET TO AN IRON PIN; THENCE RUNNING S89°25'00"W A DISTANCE OF 115.00 FEET TO AN IRON PIN; THENCE RUNNING N00°18'17"E A DISTANCE OF 100.00 FEET TO AN IRON PIN; THENCE RUNNING N89°25'00"E A DISTANCE OF 175.00 FEET TO AN IRON PIN LOCATED ON THE SAID WEST RIGHT-OF-WAY OF SLOAN CIRCLE; THENCE RUNNING NORTHWESTERLY ALONG THE SOUTHWEST RIGHT-OF-WAY OF SLOAN CIRCLE AND FOLLOWING THE ARC OF A CURVE TO THE LEFT AN ARC DISTANCE OF 273.05 FEET (SAID ARC HAVING A CHORD BEARING OF N45°13'21"W AND A CHORD DISTANCE OF 245.21 FEET AND A RADIUS OF 171.82 FEET) TO AN IRON PIN; THENCE RUNNING S80°13'10"W ALONG THE SOUTHERLY RIGHT-OF-WAY OF SLOAN CIRCLE A DISTANCE OF 547.39 FEET TO AN IRON PIN LOCATED ON THE EAST RIGHT-OF-WAY FISHER ROAD; THENCE RUNNING S00°01'18"17"W ALONG SAID EAST RIGHT-OF-WAY OF FISHER ROAD A DISTANCE OF 387 FEET TO AN IRON PIN LOCATED ON THE NORTH RIGHT-OF-WAY OF CUSTER AVENUE; THENCE RUNNING N89°25'00"E ALONG THE SAID NORTH RIGHT-OF-WAY OF CUSTER AVENUE A DISTANCE OF 713.99 FEET TO AN IRON PIN LOCATED ON THE WEST RIGHT-OF-WAY OF SLOAN CIRCLE AND THE POINT OF BEGINNING.

SAID TRACT OR PARCEL CONTAINING 6.56 ACRES OR 286,000.7 SQ. FEET.